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December 28, 1999

**Via Hand Delivery**

Magalie Roman Salas, Secretary  
Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room TW-A325  
Washington, D.C. 20554

RECEIVED  
DEC 28 1999  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re: Revision of the Commission's Rules To Ensure Compatibility  
With Enhanced 911 Emergency Calling Systems, CC Docket  
No. 94-102, RM-8143

Dear Ms. Salas:

Carolina PCS I Limited Partnership ("Carolina PCS"), by its attorneys, hereby files the instant letter regarding its digital 911 TTY Requirement Waiver in the above referenced proceeding.

On December 30, 1998, the Commission adopted the *TTY Waiver Order*,<sup>1</sup> granting a temporary waiver of Section 20.18(c) of the Commission's Rules<sup>2</sup> to Carolina PCS.<sup>3</sup> While we understand that progress report submissions discussed in the original order<sup>4</sup> are not required to maintain the temporary waivers granted in the TTY Waiver Order, we voluntarily provide the following update to Carolina PCS' status. Our reasons for providing the Commission with this status report are two-fold. First, we remind the Commission that a *pro forma* assignment of license has taken place. Therefore, new entities are now operating under the temporary waiver originally granted to Carolina PCS. Second, we notify the Commission of our intention to initiate commercial

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<sup>1</sup>Revision of the Commission's Rules To Ensure Compatibility with Enhanced 911 Emergency Calling Systems, CC Docket No. 94-102, *Order*, 14 FCC Rcd 1700 (1998) (*TTY Waiver Order*).

<sup>2</sup>47 C.F.R. § 21.08(c).

<sup>3</sup>The Commission granted temporary waiver of 47 C.F.R. § 21.08(c) to all parties identified in the Appendix of the *TTY Waiver Order* including Carolina PCS.

<sup>4</sup>Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Service, CC Docket No. 94-102, RM 8143, *Order*, 14 FCC Rcd 694 at 696 (1998).

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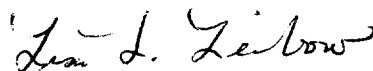
service on January 3, 2000. Details of these two items are provided below.

First, after the Commission adopted the TTY Waiver Order, on January 13, 1999, the Wireless Telecommunications Bureau granted Carolina PCS consent to assign its nine C Block Broadband PCS licenses.<sup>5</sup> On July 28, 1999, Carolina PCS completed the *pro forma* assignment of its C-block licenses to nine individual subsidiaries.<sup>6</sup> Assignments of authorizations to the following subsidiaries were consummated on July 28, 1999: Carolina Phone - Sumter LLC, dba Carolina Phone; Carolina Phone - Florence LLC, dba Carolina Phone; Carolina Phone - Greenville LLC, dba Carolina Phone; Carolina Phone - Myrtle Beach LLC, dba Carolina Phone; Carolina Phone - Orangeburg LLC, dba Carolina Phone; Carolina Phone - Greenwood LLC, dba Carolina Phone; Carolina Phone - Columbia LLC, dba Carolina Phone; Carolina Phone - Charleston LLC, dba Carolina Phone; and Carolina Phone - Anderson LLC, dba Carolina Phone. The parent company, to whom the temporary TTY Waiver was granted controls all subsidiaries. Carolina PCS assumes, therefore, that the subsidiaries need not obtain individual waivers of the TTY requirements set forth in Section 20.18 of the Commission's rules. If this is not the case, Carolina PCS hereby requests that individual waivers be granted to each of the identified licensees.

Second, at the time the waiver was granted to Carolina PCS, it did not have sufficient information to assess whether it would indeed require a waiver of Section 20.18(c) because it's network was not yet built-out. However, Carolina PCS' network will be placed in commercial service in the Greenville-Spartanburg, Anderson and Greenwood BTAs on January 3, 2000. The other markets also will be placed in commercial service in 2000. As a result, now Carolina PCS is certain it requires a waiver of the Commission's Section 20.18(c) rules until such time when technical feasibility allows compliance with those rules.

If you have any questions or require additional information with respect to this matter, please do not hesitate to contact me.

Very truly yours,



Lisa L. Leibow

cc: Mindy Littell, Wireless Telecommunications Bureau

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<sup>5</sup>Wireless Telecommunications Bureau Grants Consent to Assign Nine C Block Broadband PCS Licenses, *Public Notice*, DA 99-171, rel. Jan. 13, 1999.

<sup>6</sup>See Laura A. Schink Letters to James Bennett, Deputy Chief, Licensing & Technical Analysis Branch, Commercial Wireless Division, Wireless Communications Branch, Federal Communications Commission, re: Notice of Consummation of Assignment of Authorization, dated July 29, 1999.